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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: McKim et al.

) I hereby certify that this paper and the  
documents referred to as enclosed  
therewith are being deposited with the  
United States Postal Service as First Class  
Mail, postage prepaid on **April 4, 2001**, in  
an envelope addressed to the  
Commissioner for Patents, Washington,  
D.C. 20231.

Serial No.: 09/586,242

)

Filed: June 2, 2000

)

For: Improved Toxicity  
Screening Method

)

Group Art Unit: 1643

)

Examiner: To be assigned

)

David A. Gass  
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Reg. No.: 38,153  
Attorney for Applicants

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. §§ 1.56, 1.97 AND 1.98**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Submitted herewith is a second Form-1449 listing nine documents (A1, B3-4, C24-29). The Applicants respectfully request that these documents be made of record and considered for the above-identified application. A copy of the listed documents is submitted herewith. All of the nine listed documents were cited in an International Search Report (copy attached) from the European Patent Office in a related PCT application.

This Information Disclosure Statement is not intended to be an admission that a search has been made, that other relevant art does not exist, or that any of the information disclosed herein constitutes prior art under 35 U.S.C. § 102 or § 103.



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This Information Disclosure Statement has been submitted prior to Applicants' receipt of a first Office action on the merits, and consequently should be considered by the Patent Office without payment of a fee according to 37 C.F.R. §1.97(b)(3). However, please charge any deficiencies due in connection with this Information Disclosure Statement to Deposit Account No. 13-2855. A copy of this paper is enclosed herewith.

Respectfully submitted,

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April 4, 2001

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Form PTO-1449 (Modified)

APR 10 U.S. Department of Commerce  
Patent and Trademark OfficeAtty. Docket No.  
28341/6281ASerial No.  
09/586,242

APR 06 2001

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Applicant  
McKim et al.**INFORMATION DISCLOSURE STATEMENT**

(Use several sheets if necessary)

Filing Date  
6/2/2000 Group  
1643**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)**

	C29	Wataha, J.C. et al., "The in vitro effects of metal cations on eukaryotic cell metabolism," <i>J. Biomed. Mater. Res.</i> 25:1133-1149(1991).

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



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SHEET 1 of 2

Form PTO-1449 (Modified) APR 06 2001

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Patent and Trademark Office

TECH CENTER 1600/2900

Atty. Docket No.  
28341/6281A

Serial No.  
09/586,242

## INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Applicant  
McKim et al.

Filing Date  
6/2/2000

Group  
1643

### U.S. PATENT DOCUMENTS

*Examiner Initials		Document Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
	A1	4,882,270	11/21/89	Moroz	435	7	

### FOREIGN PATENT DOCUMENTS

*Examiner Initials		Document Number	Publication Date	Country	Class	Subclass	Translation	
							Yes	No
	B3	WO 97/49653	12/31/97	PCT				
	B4	GB 2271772A	4/27/94	GB				

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	C24	De Angelis, I. et al., "Established cell lines for safety assessment of food contaminants: differing furazolidone toxicity to V79, HEp-2, and CACO-2 cells," <i>Fd. Chem. Toxic.</i> , 32(5):481-488(1994).
	C25	Elmore, Eugene et al., "The human epithelial cell cytotoxicity assay for determining tissue specific toxicity," <i>Methods in Cell Science</i> , 22:17-24(2000).
	C26	Klostergaard, Jim et al., "Tumoricidal effector mechanisms of murine <i>Bacillus Calmette-Guerin</i> -activated macrophages: mediation of cytolysis, mitochondrial respiration inhibition, and release of intracellular iron by distinct mechanisms," <i>Cancer Research</i> , 47:2014-2019(1987).
	C27	Steinebach O.M. and Wolterbeek H.Th., "Effects of copper on rat hepatoma HTC cells and primary cultured rat hepatocytes," <i>J. Inorg. Biochem.</i> , 53:27-48(1994).
	C28	Walum, E. et al., "Cellular methods for identification of neurotoxic chemicals and estimation of neurotoxicological risk," <i>Neurotoxicology</i> , 7(4):321-326(1993).

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.